

5-21-04

AF/1745  
Jew

Practitioner's Docket No.: 791\_065 CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Hiroshi Nemoto and Kenshin Kitoh

Ser. No.: 09/997,604

Group Art Unit: 1745

Filed: November 29, 2001

Examiner: Susy N Tsang-Foster

Confirmation No.: 5235

For: LITHIUM SECONDARY BATTERY

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 20, 2004 under "EXPRESS MAIL" mailing label number EV 37308 4177 US.

  
Janet M. Stevens

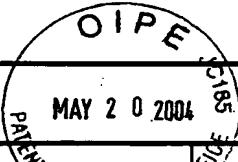
PRELIMINARY AMENDMENT

Sir:

Prior to continued examination, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.



MAY 20 2004

**PATENT AMENDMENT TRANSMITTAL**

(Provisions of 37 CFR 1.136 Apply)

Application Number <i>TRADEMARK OFFICE</i>	09/997,604	Filing Date	November 29, 2001
Group Art Unit	1745	Examiner Name	Susy N Tsang-Foster
Confirmation No.	5235	Attorney Docket No.	791_065 CON
Inventor(s)	Hiroshi Nemoto and Kenshin Kitoh		
Invention:	LITHIUM SECONDARY BATTERY		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

**CLAIMS AS AMENDED**

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	15	MINUS	20	0	\$18.00	\$00.00
INDEP. CLAIMS	2	MINUS	3	0	\$86.00	\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$00.00</b>

**EXTENSION OF TERM**

- Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- |   |          |  |
|---|----------|--|
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1) .....   | \$110.00 |  |
| <input type="checkbox"/> Two Month (37 CFR 1.17(a)(2) .....   | \$420.00 |  |
| <input type="checkbox"/> Three Month (37 CFR 1.17(a)(3) ..... | \$950.00 |  |

**TOTAL FEES DUE**

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

**FEE PAYMENT**

- No additional fee is required.
- A check in the amount of \$ is enclosed.
- Charge Deposit Account 50-1446 in the amount of \$ \_\_\_\_\_. Enclosed is a duplicate copy of this sheet.
- Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

**Submitted By:**

Name <i>(Print Type)</i>	Kevin C. Brown	Reg. No.	32,402	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	May 20, 2004

**EXPRESS MAIL CERTIFICATE**

"Express Mail" label number EV 37308 4177 US

Date of Deposit: May 20, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, on the date indicated above and is addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Janet M. Stevens